

FILED
08 MAY 20 PM 3:27
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

RMW

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELIAS HERNANDEZ MORALES
Plaintiff,

vs.

USA

Defendant.

CV 08 2238

CASE NO.

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

(PR)

I, E. Hernandez Morales, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No c

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: E Determination Net: 754.1 In general, C.A. 9 or

Employer: Bll. In general. C.A.D.C. 2003 (2003)

751. Limitation of scope of review in general
C.A.D.C 2003

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4
 5 NOT EMPLOYED, HAS MEDICAL
 6 DISABILITY

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- 9 a. Business, Profession or Yes ___ No
 10 self employment
- 11 b. Income from stocks, bonds, Yes ___ No
 12 or royalties?
- 13 c. Rent payments? Yes ___ No
- 14 d. Pensions, annuities, or Yes ___ No
 15 life insurance payments?
- 16 e. Federal or State welfare payments, Yes ___ No
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 C.A. 7 (wis) 2003

22
 23 3. Are you married? Yes ___ No

24 Spouse's Full Name: 52, People's Sav. Bank & Smith, 210

25 Spouse's Place of Employment: IOWA 136.230 Pw. 565, 69. ALR. 399

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ 0 Net \$ 0

28 4. a. List amount you contribute to your spouse's support: \$ N/A

- b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

706 negative or Affirmative nature.

L.A.D.C. 2003.

5. Do you own or are you buying a home? Yes ___ No ✓

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile? Yes ___ No ✓

Make _____ Year _____ Model _____

Is it financed? Yes ___ No ✓ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ___ No ✓ (Do not include account numbers.)

Name(s) and address(es) of bank: _____

Present balance(s): \$ _____

Do you own any cash? Yes ___ No ✓ Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No ✓

53. Jenkins v Neff, 186 US 230, 46, L. E. 1140

8. What are your monthly expenses? 225ct. 405

Rent: \$ _____ Utilities: _____

Food: \$ _____ Clothing: _____

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
54. O'Connors v Banker Trust. \$ Co. 154 misc.		
420, 289. NYSS 252, aff'd 253 \$ App. Div. 714,		
1 NY 52d 641 abds 278 NY 649, 16 \$ NE 2d 302 Feb 20		
Y State Bank of foresville, 229. wis 452. 282, NW		
		634.

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

30. 50 Am Jur. 2d letter of Credit.

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ___ No ✓

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

CV. 9999. 008 2238 RMW. 0082237 RMW
SAN JOSE AND. San Francisco

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

5 May 2008

DATE

Elias Hernandez m.

SIGNATURE OF APPLICANT



Case Number: 08-2238

CERTIFICATE OF FUNDS

IN

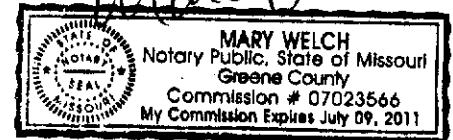
PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of 9/19/07 H. M. for the last six months
Springfield, Missouri [prisoner name]
[name of institution] where (s)he is confined.

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 0 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 0.

Dated: 5/6/08

[Authorized officer of the institution]



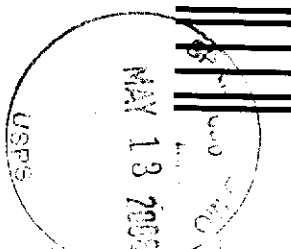
Elias Hernandez Morales
#72347-006

BUSINESS REPLY MAIL

FIRST-CLASS MAIL PERMIT NO. 12615 WASHINGTON DC

POSTAGE WILL BE PAID BY UNITED STATES COURTS

US DISTRICT COURT
450 GOLDEN GATE AVE
PO BOX 36060
SAN FRANCISCO CA 94102-9680



NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

